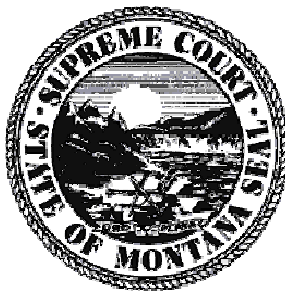


FILED

December 30 2009

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA



**IN THE SUPREME COURT OF THE STATE OF MONTANA  
THE OFFICE OF THE CLERK OF SUPREME COURT  
HELENA, MONTANA 59620-3003**

December 30, 2009

RE: District Court Case No: BDV 08-956

**NOTICE OF FILING**

Supreme Court No.  
DA 09-0682

JEANETTE DIAZ, LEAH HOFFMAN-  
BERNHARDT, RACHEL LAUDON, individually  
and on behalf of others similarly situated,

Plaintiffs and Appellants,

v.

BLUE CROSS AND BLUE SHIELD OF MONTANA,  
NEW WEST HEALTH SERVICES, MONTANA  
COMPREHENSIVE HEALTH ASSOCIATION,  
STATE OF MONTANA, AND JOHN DOES 1-100,

Defendants and Appellees.

Notice of Appeal was filed on December 30, 2009 and assigned the above Supreme Court case number.

PLEASE NOTE the time for filing the appellant's opening brief has NOT yet begun. Another notice will be sent when this office receives the district court record, the filing of which initiates the briefing schedule pursuant to the Montana Rules of Appellate Procedure.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ed Smith", is written over a horizontal line.

ED SMITH  
Clerk of the Supreme Court